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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Declaration Submitted with Initial Filing      OR       Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

<b>Attorney Docket Number</b>	
First Name Inventor Shaw, Robert E.	
<b>COMPLETE IF KNOWN</b>	
Application Number	
Filing Date	9/19/2003
Art Unit	
Examiner Name	

As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**A MULTIPLE AND PARALLEL ACCESS NETWORK TAP  
FOR GIGABIT INTERNET LANS**

(Title of the Invention)

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY)   as United States Application Number or PCT International

Application Number   and was amended on (MM/DD/YYYY)   (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

[Page 1 of 2]

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**DECLARATION — Utility or Design Patent Application**

Direct all correspondence to:  Customer Number  
or Bar Code Label 37387 OR  Correspondence address below

George S. Cole, Esq.

**Name**

495 Seaport Court, Suite 101

**Address**

Redwood City

CA

94063

**City****State****ZIP**

USA

(650) 556-9510

(650) 556-9511

**Country****Telephone****Fax**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**NAME OF SOLE OR FIRST INVENTOR :**  A petition has been filed for this unsigned inventor

Given Name  
(first and middle [if any])



Shaw

Family Name  
or Surname

Inventor's  
Signature

Date  
*9-19-03*

San Jose

CA

USA

USA

Residence: City

State

Country

Citizenship

Mailing Address  
16161 Blossom Hill Road

Los Gatos

CA

95032

USA

City

State

ZIP

Country

**NAME OF SECOND INVENTOR:**

A petition has been filed for this unsigned inventor

Given Name  
(first and middle [if any])

Family Name  
or Surname

Inventor's  
Signature

Date

Residence: City

State

Country

Citizenship

**Mailing Address**

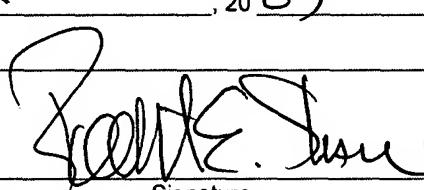
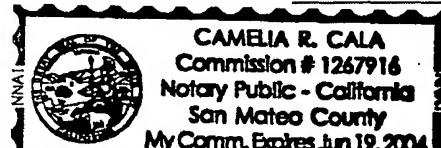
City

State

ZIP

Country

Additional inventors are being named on the \_\_\_\_\_ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

<b>ASSIGNMENT OF APPLICATION</b>		Docket Number (Optional)
<p>Whereas, I/We, <u>Robert E. Shaw</u> of <u>San Jose, California</u>, hereafter referred to as applicant, have invented certain new and useful improvements in <u>A MULTIPLE AND PARALLEL ACCESS NETWORK TAP FOR GIGABIT INTERNET LANS</u></p> <p><input type="checkbox"/> for which an application for a United States Patent was filed on _____ Application Number _____.</p> <p><input checked="" type="checkbox"/> for which an application for a United States Patent was executed on <u>Sept. 19, 2003</u>, and</p> <p>Whereas, <u>Net Optics, Inc.</u> of <u>Sunnyvale, CA</u> here referred to "assignee" whose mailing address is <u>1130 Mt. View-Alviso Road Sunnyvale, CA 94089-2221</u> is desirous of acquiring the entire right, title and interest in the same;</p> <p>Now, therefore, in consideration of the sum of <u>ten</u> dollars (\$ <u>10</u>), the receipt whereof is acknowledged, and other good and valuable consideration, I/We, the applicant(s), by these presents do sell, assign and transfer unto said assignee the full and exclusive right to the said invention in the United States and the entire rights, title and interest in and to any and all Patents which may be granted therefore in the United States. I/We hereby authorize and request the Director of the U.S. Patent and Trademark Office to issue said United States Patent to said assignee, of the entire right, title, and interest in and to the same, for his sole use and behoof; and for the use and behoof of his legal representatives, to the full end of the term for which said Patent may be granted, as fully and entirely as the same would have been held by me had this assignment and sale not been made.</p> <p>Executed this <u>19th</u> day of <u>Sept.</u>, 20<u>03</u> at <u>Redwood City, CA</u></p> <p> Signature</p> <p><u>Robert E. Shaw</u> Printed Name/Registration No., if applicable</p> <p>State of <u>California</u> SS: County of <u>San Mateo</u></p> <p>Before me personally appeared said <u>Robert E. Shaw</u> and acknowledged the foregoing instrument to be his free act and deed this <u>19th</u> day of <u>Sept</u>, 20<u>03</u>.</p> <p>Seal</p> <p> <i>Camelie R. Cala</i></p> <p>Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required. See below*.</p> <p><input type="checkbox"/> Total of _____ forms are submitted.</p>		

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PTO/SB/82 (11-96)

Approved for use through 6/30/99. OMB 0651-0035

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## REVOCATION OF POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	
Filing Date	9/19/03
First Named Inventor	Shaw, Robert E.
Group Art Unit	
Examiner Name	
Attorney Docket Number	

I hereby revoke all previous powers of attorney or authorizations of agent given in the above-identified application:

A Power of Attorney or Authorization of Agent is submitted herewith.

OR

Please change the correspondence address for the above-identified application to:

Customer Number

37387



Place Customer  
Number Bar Code  
Label here

OR

<input checked="" type="checkbox"/> Firm or Individual Name	George S. Cole, Esq.				
Address	495 Seaport Court, Suite 101				
Address					
City	Redwood City				
Country	U.S.A.	State	CA	ZIP	94063
Telephone	(650) 556-9510	Fax	(650) 556-9511		

I am the:

Applicant.

Assignee of record of the entire interest  
*Certificate under 37 CFR 3.73(b) is enclosed*

### SIGNATURE of Applicant or Assignee of Record

Name	Robert E. Shaw
Signature	
Date	Sep 19, 2003

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